



IFW

PATENT
AMENDMENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Toshiharu Furukawa et al. : Date: April 5, 2005
Group Art Unit: 2811 : IBM Corporation
Examiner: Ori Nadav : Intellectual Property Law
Serial No.: 10/767,065 : Dept. 917, Bldg. 006-1
Filed: January 29, 2004 : 3605 Highway 52 North
Title: VERTICAL NANOTUBE : Rochester, MN 55901
SEMICONDUCTOR DEVICE
STRUCTURES AND METHODS
OF FORMING THE SAME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

**CERTIFICATE OF MAILING
UNDER 37 C.F.R. 1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 5, 2005.

Debra A. Peterson
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RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121)

In response to the Notice of Non-Compliant Amendment (37 CFR 1.121) dated April 1, 2005, Applicants make the following changes:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this Response.

Election to Restriction is made on page 8 of this Response.

Remarks begin of page 9 of this Response.